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Attorneys for PLAINTIFF

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JOHN DOE, an individual,
vs.

KEVIN SPACEY FOWLER, an
individual, M. PROFITT
PRODUCTIONS, INC., a California
Corporation, and DOES 1-9, inclusive.
Defendant.

**Case No.: 2:19-CV-00750-
RSWL(SSx)**

**DECLARATION OF MARY
OLSZEWSKA IN SUPPORT OF
PLAINTIFF'S OPPOSITION TO
DEFENDANT FOWLER'S
MOTION FOR MISJOINDER RE
NEWLY-NAMED DEFENDANT M.
PROFITT PRODUCTIONS, INC.**

**Filed concurrently with Plaintiff's
Opposition to Defendant Fowler's
Motion For Misjoinder Re Newly-
Named Defendant M. Profitt
Productions, Inc.**

**[Fed. R. Civ. Pro. 10(a) & 28 U.S.C.
§1746]**

**Date: April 16, 2019
Time: 10:00 A.M.
Dept.: TBD**

**DECLARATION OF MARY OLSZEWSKA IN SUPPORT OF PLAINTIFF'S
OPPOSITION TO DEFENDANT FOWLER'S MOTION FOR MISJOINDER RE
NEWLY-NAMED DEFENDANT M. PROFITT PRODUCTIONS, INC.**

1 I, Mary Olszewska, declare as follows:

2 **1.** I am an attorney admitted to practice before the courts of this State and am an
3 attorney of record for Plaintiff in the case *John Doe v. Kevin Spacey Fowler*, Case No.
4 2:19-CV-00750-sk. Except as expressly set forth, I have personal knowledge of the facts
5 stated in this declaration, and, if called to do so, I could and would competently testify
6 thereto.

7 **2.** Since filing of Plaintiff's complaint on September 27, 2018, I made substantial
8 efforts to locate and serve Spacey. Shortly after a process server attempted service of
9 the complaint at a residence in Baltimore, Maryland -- where media had recently
10 spotted Spacey¹ -- and after our firm engaged a former Chief-Civil Deputy Sheriff and
11 Appointed Constable to serve Defendant Spacey outside of the Nantucket District
12 Court where he was ordered to appear on January 7, 2019, counsel for Defendant
13 Spacey surfaced and agreed to accept service of Plaintiff's complaint on Spacey's
14 behalf on January 2, 2019.

15 **3.** Upon discovering the existence of the loan out company, coupled with the facts
16 that Defendant Spacey's assistant set up massage and that film production trucks were
17 parked at and around the Malibu residence where the attack occurred, I added
18 M. Profitt and DOES 1-9 as defendants in the gender violence claim.

19 **4.** Based upon my search for and review of M. Profitt Productions' filings with the
20 State of California, Secretary of State, Spacey is M. Profitt's Chief Executive Officer,
21 Secretary, Chief Financial Officer, only Officer and Director, and primary or only
22 shareholder. Attached hereto as **Exhibit A** is a true and correct copy of the State of
23 California's Statement of Information for M. Profitt Productions.

24 **5.** After discovering the existence of the loan out company, I promptly joined M.
25 Profitt and would have named it in his initial complaint had I known about its
26

27 ¹ Hallie Miller, Why is Kevin Spacey in Baltimore while awaiting court appearance on assault charges?,
28 The Baltimore Sun, Jan. 3, 2019, at <https://www.baltimoresun.com/features/baltimore-insider-blog/bs-fe-kevin-spaceys-baltimore-roots-explained-20190102-story.html> (last visited Mar. 3, 2019).

1 existence prior to filing the initial complaint.

2 I declare under penalty of perjury under the laws of the United States and the State
3 of California that the foregoing facts are true. Executed on March 26, 2019, in Los
4 Angeles, California.

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7 _____
8 Mary Olszewska
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**DECLARATION OF MARY OLSZEWSKA IN SUPPORT OF PLAINTIFF'S MOTION TO
DISMISS PLAINTIFF JOHN DOE'S CLAIMS OR, ALTERNATIVELY, TO REQUIRE
PLAINTIFF TO PROVIDE A MORE DEFINITE STATEMENT**

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am a resident of the aforesaid county, State of California; I am over the age of 18 years and not a party to the within action; my business address is 523 West 6th Street, Suite 707, Los Angeles, California 90014.

On **March 26, 2019**, I caused the service of the following document described as:

**DECLARATION OF MARY OLSZEWSKA IN SUPPORT OF PLAINTIFF'S
OPPOSITION TO DEFENDANT FOWLER'S MOTION FOR MISJOINDER RE
NEWLY-NAMED DEFENDANT M. PROFITT PRODUCTIONS, INC.**

on all interested parties in this action through service by SERVED BY CM/ECF.

I hereby certify that, on March 26, 2019, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system.

The filing of the foregoing document will send copies to the following CM/ECF participants who are currently on the list to receive e-mail notices for this case:

Genie@genieharrisonlaw.com

Mary@genieharrisonlaw.com

jkeller@kelleranderle.com

cscolnick@kelleranderle.com

jbarron@kelleranderle.com

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

/s/ Carla Medina

Carla Medina

EXHIBIT
A



State of California Secretary of State

S

Statement of Information

(Domestic Stock and Agricultural Cooperative Corporations)

FEES (Filing and Disclosure): \$25.00.

If this is an amendment, see instructions.

IMPORTANT – READ INSTRUCTIONS BEFORE COMPLETING THIS FORM

FV11041

FILEDIn the office of the Secretary of State
of the State of California

MAR-06 2018

1. CORPORATE NAME

M. PROFITT PRODUCTIONS

2. CALIFORNIA CORPORATE NUMBER

C1642724

This Space for Filing Use Only

No Change Statement (Not applicable if agent address of record is a P.O. Box address. See instructions.)

3. If there have been any changes to the information contained in the last Statement of Information filed with the California Secretary of State, or no statement of information has been previously filed, this form must be completed in its entirety.

☐ If there has been no change in any of the information contained in the last Statement of Information filed with the California Secretary of State, check the box and proceed to Item 17.
Complete Addresses for the Following (Do not abbreviate the name of the city. Items 4 and 5 cannot be P.O. Boxes.)

4. STREET ADDRESS OF PRINCIPAL EXECUTIVE OFFICE	CITY	STATE	ZIP CODE
10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			
5. STREET ADDRESS OF PRINCIPAL BUSINESS OFFICE IN CALIFORNIA, IF ANY	CITY	STATE	ZIP CODE
10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			
6. MAILING ADDRESS OF CORPORATION, IF DIFFERENT THAN ITEM 4	CITY	STATE	ZIP CODE
10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			

Names and Complete Addresses of the Following Officers (The corporation must list these three officers. A comparable title for the specific officer may be added; however, the preprinted titles on this form must not be altered.)

7. CHIEF EXECUTIVE OFFICER/	ADDRESS	CITY	STATE	ZIP CODE
KEVIN SPACEY	10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			
8. SECRETARY	ADDRESS	CITY	STATE	ZIP CODE
KEVIN SPACEY	10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			
9. CHIEF FINANCIAL OFFICER/	ADDRESS	CITY	STATE	ZIP CODE
KEVIN SPACEY	10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			

Names and Complete Addresses of All Directors, Including Directors Who are Also Officers (The corporation must have at least one director. Attach additional pages, if necessary.)

10. NAME	ADDRESS	CITY	STATE	ZIP CODE
KEVIN SPACEY	10960 WILSHIRE BLVD., 5TH FLOOR, LOS ANGELES, CA 90024			
11. NAME	ADDRESS	CITY	STATE	ZIP CODE
12. NAME	ADDRESS	CITY	STATE	ZIP CODE

13. NUMBER OF VACANCIES ON THE BOARD OF DIRECTORS, IF ANY:

Agent for Service of Process If the agent is an individual, the agent must reside in California and Item 15 must be completed with a California street address, a P.O. Box address is not acceptable. If the agent is another corporation, the agent must have on file with the California Secretary of State a certificate pursuant to California Corporations Code section 1505 and Item 15 must be left blank.14. NAME OF AGENT FOR SERVICE OF PROCESS [Note: The person designated as the corporation's agent MUST have agreed to act in that capacity prior to the designation.]
ERESIDENTAGENT, INC.

15. STREET ADDRESS OF AGENT FOR SERVICE OF PROCESS IN CALIFORNIA, IF AN INDIVIDUAL CITY STATE ZIP CODE

Type of Business16. DESCRIBE THE TYPE OF BUSINESS OF THE CORPORATION
ENTERTAINMENT LOAN OUT CORP

17. BY SUBMITTING THIS STATEMENT OF INFORMATION TO THE CALIFORNIA SECRETARY OF STATE, THE CORPORATION CERTIFIES THE INFORMATION CONTAINED HEREIN, INCLUDING ANY ATTACHMENTS, IS TRUE AND CORRECT.

03/06/2018

ERIKA EASTER

AUTHORIZED PERSON

DATE

TYPE/PRINT NAME OF PERSON COMPLETING FORM

TITLE

SIGNATURE